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*Attorneys for Defendant USAA Casualty Insurance Company*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

**CHRISTOPHER ORTIZ JR.**, an  
individual,

Plaintiff,

v.

**USAA CASUALTY INSURANCE  
COMPANY**, a foreign corporation; DOE  
INDIVIDUALS I-X, inclusive; and ROE  
CORPORATIONS I-X, inclusive,

Defendants.

Case No. 2:23-cv-00554-GMN-EJY

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY  
(SECOND REQUEST)**

Plaintiff, Christopher Ortiz (“Plaintiff”), and Defendant, USAA Casualty Insurance Company (“Defendant”) have agreed to extend the discovery deadlines by 90 days. In support of this Stipulation the parties state as follows:

**A. DISCOVERY THAT HAS BEEN COMPLETED**

1. On July 10, 2023, the parties conducted an initial FRCP 26(f) conference.
2. On July 18, 2023, Plaintiff served his FRCP 26 Initial Disclosures.
3. On July 18, 2023, Defendant served their FRCP 26 Initial Disclosures.
4. Defendant has subpoenaed Plaintiff’s medical providers and pharmacies.
5. On October 27, 2023, Defendant disclosed its FRCP first supplemental disclosures.

**B. DISCOVERY REMAINING:**

1. Plaintiff's supplemental FRCP disclosures;
2. Defendant's supplemental FRCP disclosures;
3. Defendant written discovery requests;
4. Initial and supplemental expert disclosures;
5. Independent Medical Examination of Plaintiff
6. Deposition of Plaintiff;
7. Deposition of Defendant;
8. Depositions of the parties' lay witnesses;
9. Depositions of the parties' expert witnesses; and
10. Any other potential depositions or written discovery which may become necessary as discovery continues.

**C. REASONS REMAINING DISCOVERY CANNOT BE COMPLETED WITHIN THE TIME SET BY PRIOR DISCOVERY PLAN:**

The parties have diligently engaged in discovery in this matter. The parties are considering settlement Plaintiff is in the process of providing a settlement demand. Good cause exists to continue existing deadlines because the Parties are currently engaged in settlement negotiations, and a 90-day extension of the deadlines will provide opportunities for resolution before expending extensive resources on expert disclosures and related depositions. The Parties are also discussing utilizing the assistance of a mediator if settlement discussions are unsuccessful.

No party will be prejudiced by the extension, and the requested extension is made in good faith and not for purposes of delay. Based on the foregoing, the parties respectfully request that the Court grant their joint request to extend the deadline by 90 days in accordance with the requested amended discovery deadlines.

**D. ~~PROPOSED~~ SCHEDULE FOR COMPLETION OF DISCOVERY**

**Current Discovery Deadlines:**

Last day to amend pleadings and add parties	Closed
Last day to disclose initial experts:	January 8, 2024
Last day to disclose rebuttal experts:	February 6, 2024
Close of Discovery:	March 7, 2024
Last day to file Dispositive Motions:	April 8, 2024

**~~Proposed~~ Discovery Deadlines:**

Last day to amend pleadings and add parties	Closed
Last day to disclose initial experts:	April 8, 2024
Last day to disclose rebuttal experts:	May 7, 2024
Close of Discovery:	June 7, 2024
Last day to file Dispositive Motions:	July 8, 2024

**E. CURRENT TRIAL DATE**

A trial date has not been set.

DATED this 7<sup>th</sup> day of December, 2023.

DATED this 7<sup>th</sup> day of December, 2023.

**THE POWELL LAW FIRM**

**SPENCER FANE, LLP**

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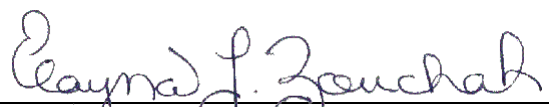
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*Attorneys for USAA Casualty Insurance  
Policy*

**ORDER**

IT IS SO ORDERED.



U.S. MAGISTRATE JUDGE

Dated: December 7, 2023